

NATURE OF CHARGE: Adulteration, Section 501 (a) (1), the articles consisted in whole or in part of filthy substances by reason of the presence of dead and live insects and insect excreta.

Further adulteration, Section 501 (b), the *orrisroot* and *juniper berries* purported to be, and were represented as, drugs, the names of which are recognized in the National Formulary, an official compendium, and the *yellow dock root* purported to be, and was represented as, a drug, the name of which is recognized in the Homeopathic Pharmacopoeia of the United States, an official compendium; and the purity and quality of the articles fell below the standards set forth in the respective compendia for such drugs. The compendia provide that vegetable drugs are to be as free as practicable from insects, or other animal life and animal excreta, whereas the articles were contaminated with dead and live insects and insect excreta.

The articles were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: July 24, 1950. The Meer Corp., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered. The court ordered that the products be released under bond for the purpose of segregating and destroying those articles determined to be incapable of successful salvage, and for the purpose of treating the remaining articles by fumigating, cutting, or blowing, or by similar salvage procedure, so as to eliminate and destroy the objectionable portions of the articles, under the supervision of the Federal Security Agency.

All of the *yellow dock root* was found to be unfit and was destroyed. The *orrisroot* and *juniper berries* were cleaned and sorted, with the result that approximately 2,787 pounds of the *orrisroot* and 871 pounds of the *juniper berries* were classified as unfit. The good portions, 21,952 pounds of *orrisroot* and 3,769 pounds of *juniper berries*, then were released for disposition by the claimant.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS*

3274. Adulteration of Areca nuts. U. S. v. 30 Bags * * *. (F. D. C. No. 29511. Sample No. 77534-K.)

LIBEL FILED: On or about August 4, 1950, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about July 11, 1950, by the William E. Martin Co., from Peoria, Ill.

PRODUCT: 30 bags, each containing from 100 to 194 pounds, of *Areca nuts* at St. Louis, Mo.

NATURE OF CHARGE: Adulteration, Section 501 (b), the article purported to be "Areca nuts," a drug, the name of which is recognized in the National Formulary, an official compendium, and its quality and purity fell below the official standard since the article contained insect-damaged and moldy nuts and insects and insect parts. (The National Formulary provides that vegetable drugs are to be as free as practicable from molds, insects, and other animal life, and that they shall show no evidence of deterioration.)

DISPOSITION: August 28, 1950. Default decree of condemnation and destruction.

*See also Nos. 3261, 3273.